

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23173 of 2017

Arising Out of PS.Case No. -377 Year- 2016 Thana -BARAUNI District- BEGUSARAI

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1. Shambhu Poddar, son of Banarsi Poddar, resident of Village- Ramdiri,
Tola Lavharchak, P.S.- Matihani, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy, Advocate

For the Opposite Party/s : Mr. Humayou Ahmad Khan, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 06-07-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The Petitioner is apprehending his arrest in Barauni
(Refinery) P.S. Case No.377 of 2016 registered for the offences
punishable under Sections 406/420/467/471 of the Indian Penal
Code.

The petitioner was driver of the informant. Allegation is
that petitioner and other drivers of other vehicles were to unload
the petroleum products to the different customers but they
misappropriated the same.

Submission of the learned counsel for the petitioner is
that the F.I.R. was lodged after one month only on complaint by
the retailers that they have not received the petroleum.



The petitioner has no material to substantiate that he had in fact handed over the petroleum products to the consignee. Hence, prima facie material is there against the petitioner to refuse the prayer for anticipatory bail.

Hence, I am not inclined to grant anticipatory bail to the petitioner. Hence, the prayer for anticipatory bail is refused.

Mkr./-

(Birendra Kumar, J)

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